

IAPT Rec'd PCT/PTO 23 AUG 2006

PTO-1390 (Rev. 07-2005)

3/31/2007 OMB 0651-0021

Approved for use through 3/31/2007 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
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**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER

7230-20US

U.S. APPLICATION NO. 37 CFR 1.5

PRIORITY DATE CLAIMED

29 OCTOBER 2003

INTERNATIONAL APPLICATION NO.  
PCT/US2004/036212

INTERNATIONAL FILING DATE  
29 OCTOBER 2004

TITLE OF INVENTION  
METAL MEDIATED AERATION FOR WATER AND WASTEWATER PURIFICATION

APPLICANT(S) FOR DO/EO/US

ENGLEHARDT, JAMES D.; MEEROFF, DANIEL E.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371(f). The submission must include items
  3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
  4. ☒ The US has been elected (Article 31).
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ has been communicated by the International Bureau.
    - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
    - a. ☐ is attached hereto.
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☒ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
  10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 35 (35 U.S.C. 371(c)(5)).
- Items 11 to 20 below concern document(s) or information included:
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
  12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  13. ☒ A preliminary amendment.
  14. ☒ An Application Data Sheet under 37 CFR 1.76.
  15. ☐ A substitute specification.
  16. ☐ A power of attorney and/or change of address letter.
  17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
  18. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
  19. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
  20. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NO. (If known, see 37 CFR 1.5) **10/590374** INTERNATIONAL APPLICATION NO. **PCT/2004/036212** ATTORNEY'S DOCKET NUMBER **7230-20US**

20. Other items or information:

**INTERNATIONAL PRELIMINARY EXAMINATION REPORT, WITH ANNEXES  
RETURN RECEIPT POSTCARD**

		CALCULATIONS	PTO USE ONLY
The following fees have been submitted		\$ 300.00	
21. <input checked="" type="checkbox"/>	Basic national fee (37 CFR 1.492(a))..... \$300		
22. <input checked="" type="checkbox"/>	Examination fee (37 CFR 1.492(c))..... \$0	\$ 200.00	
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0			
All other situations..... \$200			
23. <input checked="" type="checkbox"/>	Search fee (37 CFR 1.492(b))..... \$0	\$ 100.00	
If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0			
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100			
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400			
All other situations..... \$500		600.00	
<b>TOTAL OF 21, 22 and 23 =</b>			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
- 100 =	/50 =		x \$250
			\$ 0
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).			
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	20	- 20 = 0	x \$ 50
Independent claims	1	- 3 = 0	x \$200
			+ \$360
			\$ 0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			\$ 600.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>			
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.			
<b>SUBTOTAL =</b>			\$ 300.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			\$ 0
<b>TOTAL NATIONAL FEE =</b>			\$ 300.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property			\$ 0
<b>TOTAL FEES ENCLOSED =</b>			\$ 300.00
Amount to be refunded:			\$
Amount to be charged			\$ 300.00

10/590374

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

- a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 50-0951 in the amount of \$ 300.00 to cover the above fees.  
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0951. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

SIGNATURE

NEIL R. JETTER

NAME

46,803

REGISTRATION NUMBER

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of ENGLEHARDT et al.

International Appln No.: PCT/US2004/036212

International Filing Date: October 29, 2004

For: METAL MEDIATED AERATION FOR WATER AND WASTEWATER  
PURIFICATION

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TRANSMITTAL

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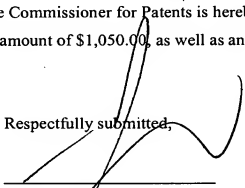
Sir:

Enclosed please find the following documents:

1. Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unintentionally under 37 CFR 1.137(b);
2. Transmittal Letter to the US Designated/Elected Office (DO/EO/US) Concerning a Submission Under 35 USC 371;
3. Application Data Sheet;
4. Preliminary Amendment; and
6. Copy of International Preliminary Examination Report, with Annexes.

Also enclosed is a return receipt postcard. The Commissioner for Patents is hereby authorized to charge the petition and filing fees in the amount of \$1,050.00, as well as any deficiency in fees, to Deposit Account No. 50-0951.

Respectfully submitted,

Date: August 23, 2006  
\_\_\_\_\_  
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Docket No. 7230-20US